

MINUTES
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
UTAH WATER QUALITY BOARD MEETING
State Tax Commission Building
210 North 1950 West Room 1030
Salt Lake City, Utah 84116
December 6, 2002
10:30 AM

UTAH WATER QUALITY BOARD MEMBERS PRESENT

Robert G. Adams	KC Shaw
Ray Child	Ron Sims
Dianne Nielson	Mayor Doug Thompson
Mayor Joe Piccolo	J. Ann Wechsler
	Bill Williams

DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT

Don Ostler, Faye Bell, Chris Imbrogno, Sidney Curnow, JD McDonald, Gayle Smith, Walt Baker, Paul Krauth, Jennifer Strong, Judy Etherington, Jay Pitkin,

OTHERS PRESENT

<u>Name</u>	<u>Organization Representing</u>
Chap Johnson	Fairview City
Leland Myers	CDCSD
John Iverson	Sunrise Engineering
Don Worley	Fairview City
Glen Vernon	Fairview City
David Nuttall	Fairview City
Doug Nielsen	Sunrise Engineering
Brett Rich	Nielson & Senior
Alden C. Robinson	Sunrise Engineering
Fred Nelson	Attorney General's office

Chairman Shaw called the Board meeting to order at 10:40 AM. He welcomed those in attendance and invited the members of the audience to introduce themselves.

APPROVAL OF MINUTES OF THE OCTOBER 18, 2002 MEETING

Changes to the minutes were noted by Ms. Wechsler, referring to Page 4, 3rd paragraph down beginning with Dr. Kochenour expressed, 4th line down should read, "If all growth occurs these payments could reduce". Mr. Child noted a few spelling errors on page 2, under Spanish Fork City, 3rd line down should say "clearly stated on the", and 5th line up in the same paragraph the sentence should read "The changes are" instead of the charges are. Next paragraph on Loan Program Item should read (CWSID) with the same correction needing to be made in the last sentence of the same paragraph.

Action Taken: It was moved by Dr. Sims, seconded by Mr. Childs and unanimously carried to approve the minutes of the August 9, 2002 meeting with the noted changes.

Santaquin City Construction Permit Request for Hearing: Mr. Nelson from the Attorney General's office explained that he had received a letter from the attorney representing a group of Santaquin farmers notifying the Board that the group's appeal of the issuance of a construction permit to Santaquin City and request for a hearing were being withdrawn. Mr. Ostler asked Mr. Baker to explain to the Board what promoted the request in the first place.

Adoption of changes to R317-4, "On-site Wastewater Systems": Mr. Pitkin explained to the Board that the changes had gone out for public comments and none were received. He requested that the Board approve the proposed changes to the rule, which would remove the requirement that the system designer certify following construction that the system was installed in accordance with the approved plans.

Action Taken: Mr. Sims moved that the Board approve the proposed changes. Mr. Adams seconded the motion and it was unanimously approved.

LOAN PROGRAM

Financial Assistance Status Report – Mr. Curnow, updated the Board on the "Summary of Assistance Program Funds" as outlined under Tab 6.1.

SRF Annual Report: Mr. Curnow distributed to the Board the "Utah State Revolving Fund Annual Report for Fiscal Year 2002".

Fairview City (ACTION ITEM) – Mr. Baker explained to the Board the new handout distributed prior to the beginning of the meeting to replace the information included in the Board packet on Fairview City. Mr. J. D. McDonald introduced Mayor Don Worley, Glen Vernon, Dave Nuttal and Chad Johnson from Fairview City, and Alden Robinson from Sunrise Engineering. Mr. McDonald commented that at the last Board meeting, Fairview City representatives made a presentation that was not accepted by the Board and were asked to rework the proposal being made to the Board. As noted at the bottom of page 6.4, the city was able to reduce the project scope by \$100,000, increase the local contribution by \$201,000, plus an increase the RDA loan by \$250,000 and increased self-participation in user fees. This resulted in a total reduction of the Water Quality Board funding request by \$551,000, including a \$321,000 reduction in the hardship grant amount and a \$230,000 reduction in the loan amount. Fairview City requested assistance in the amount of \$3,300,000 to assist in the construction of a wastewater collection and treatment system, and also requested that the Board convert the \$88,500 planning advance to a grant and provide a design advance in the amount of \$422,000. Mr. Baker explained the results of a comparison study of the Fairview project to other projects funded on the colored table included in the handout. Mr. Shaw noted that the formula on Mapleton does not calculate correctly. Mr. Williams commented how helpful this comparison study is and would like to see this kind of matrix table included in all future loan request packets. Mayor Worley asked if the Board could draft some kind of request he could take to the County Commission asking for better planning. Mayor Thompson noted that the Local Health Department can be influential in the planning process, as it is in Logan. Mr. Shaw asked that they work towards making a regional plan in the future with other communities in Sanpete County.

Motion: Mr. Sims moved that the Board approve staff's recommendation. The motion was seconded by Ms. Nielson and it was approved by the Board with Ms. Wechsler voting against and Mr. Adams abstaining

STAFF REPORTS:

Division Director's Report:

Mr. Ostler explained to the Board there has been a significant effort to try to obtain an EPA grant to further address water quality issues in the Bear River which has involved letters from the Governors in Utah, Wyoming and Idaho. It would be a potential \$1.38 million project and would bring the three states together to provide technical training and money for funding projects on the ground.

Mr. Ostler also noted that they have been working closely with Circle Four Farms in a proposal to manage waste through anaerobic digestion, which is a process that is suitable to an operation like Circle Four.

Mr. Ostler also commented on the State budget, indicating that not only are loan funds in jeopardy, the State budget for FY2003 has a projected \$120 million short fall, which needs to be made up within the remaining six month period. Agency services may have to take a 1% to 4% cut.

There continues to be great interest in the water quality of Farmington Bay, and DWQ has been working with a work group to identify a scope of work for a study to evaluate and preserve water quality in Farmington Bay.

2002 Results on the Municipal Wastewater Planning Program: Mr. Krauth gave a presentation of the results on the Municipal Wastewater Planning Program (see Tab 7).

Enforcement update on Duchesne City: Mr. Imbrogno explained to the Board that a Notice of Violation and Order was issued to Duchesne on July 17, 2002. Duchesne has agreed to pay a penalty in the amount of \$3,950.00 and they further agree to the terms stated on pages 7.15 and 7.16.

Water Loan Program Guiding Principles: Referring to pages 7.17, Mr. Baker presented to the Board the staff's ideas on guiding principles for the Utah Wastewater Project Assistance Program.

NEXT MEETING

The next Water Quality Board meeting will be held on January 17, 2003 at the DEQ Building Room 101.

K. C. Shaw, Chairman